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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/398,182	09/17/1999	ALAN J ROZLOSNIK	D-1118R2	9748
28995	7590	09/17/2004	EXAMINER	
RALPH E. JOCKE 231 SOUTH BROADWAY MEDINA, OH 44256			TAYLOR, APRIL ALICIA	
			ART UNIT	PAPER NUMBER
			2876	

DATE MAILED: 09/17/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary

Application No.

09/398,182

Applicant(s)

ROZLOSNIK ET AL.

Examiner

April A. Taylor

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-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☐ Responsive to communication(s) filed on ____.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-18 is/are pending in the application.
- 4a) Of the above claim(s) ____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) ____ is/are allowed.
- 6) ☒ Claim(s) 1-18 is/are rejected.
- 7) ☐ Claim(s) ____ is/are objected to.
- 8) ☐ Claim(s) ____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on ____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. ____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413)
Paper No(s)/Mail Date. ____. |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)
Paper No(s)/Mail Date ____. | 6) <input type="checkbox"/> Other: ____. |

DETAILED ACTION

1. In view of the board decision filed on 22 June 2004, PROSECUTION IS HEREBY REOPENED. New grounds of rejections are set forth below.

Claim Rejections - 35 USC § 102

2. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

3. Claims 1-9 and 14-18 are rejected under 35 U.S.C. 102(e) as being anticipated by Bohnert et al (US 5,797,470), (hereinafter Bohnert).

Re claims 1, 16, and 18: Bohnert discloses a system for transacting fuel purchases comprising conducting at least one transaction at a deposit accepting machine; printing a receipt including indicia corresponding to the transaction with a printer in an interior area of the machine; extending a receipt intermediate of an exterior wall of the machine and an overlying member 54, wherein the overlying member 54 includes an aperture therein sized for accepting a finger of a user; and moving the receipt in sandwiched relation between a finger extended in the aperture and the

exterior wall to remove the receipt from between the exterior wall and overlying member 54. (See figure 7; and col. 3, line 62 to col. 6, line 52)

Re claims 2 and 17: Bohnert shows wherein the overlying member 54 includes an edge, and wherein the aperture extends into the overlying member 54 from the edge, and wherein the receipt is moved by a finger moving inside the aperture to outside the aperture with the receipt in sandwiched engagement between the finger and the exterior wall (see figure 7).

Re claims 3 and 17: Bohnert shows wherein the edge of the member 54 is a downward facing edge, and wherein the receipt is moved with a finger moving in generally a downward direction (see figure 7).

Re claim 4: Bohnert teaches wherein the receipt is printed on paper supplied from a roll and wherein the receipt is cut from the roll with a cutter (see col. 6, lines 30-38).

Re claim 5: Bohnert shows wherein the overlying member 54 terminates in an edge, and wherein the cutting step is executed when the receipt extends below the aperture (see figure 7; and col. 6, lines 30-38).

Re claims 6 and 18: Bohnert shows wherein the exterior wall includes an opening, and wherein the receipt extends through the opening, and wherein the overlying member 54 extends from generally above the opening to an edge positioned below the opening, wherein the aperture extends below the opening, and wherein the receipt is moved downward by movement of the finger in the aperture (see figure 7).

Re claims 7 and 18: Bohnert shows wherein the overlying member 54 is disposed in proximity to the exterior wall such that a receipt extending therebetween cannot be manually grasped with fingers prior to moving the receipt by engagement with a finger through the aperture, and thereafter further comprising manually grasping the receipt (see figure 7).

Re claim 8: Bohnert shows wherein the aperture extends in the overlying member 54 from the edge, is generally centered relative to the receipt, and is sized for accepting a thumb therein, wherein the receipt is moved by downward movement of the thumb (see figure 7).

Re claim 9: Bohnert teaches cutting the receipt with a cutter, wherein movement of the receipt is operative to cut the receipt (see col. 6, lines 30-38).

Re claim 14: Bohnert shows a panel fitted on an exterior surface of an existing deposit accepting machine, wherein the printer is housed in the panel (see figure 7).

Re claim 15: Bohnert teaches wherein the panel on the exterior surface of the deposit accepting machine includes at least one input device, and wherein the transaction conducting includes inputting at least one value through the input device, and wherein the indicia printed includes the input value (see figure 7; col. 3, line 62 to col. 6, line 52; and col. 10, line 47 to col. 11, line 23)

Claim Rejections - 35 USC § 103

4. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

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(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

5. Claims 10-13 are rejected under 35 U.S.C. 103(a) as being unpatentable over Bohnert et al (US 5,797,470) in view of Caldwell (US 4,754,126). The teachings of Bohnert have been discussed above.

Re claims 10 and 11: Bohnert fails to teach or fairly suggest depositing an article in the machine and inputting an article identifying number through an input device, and printing on the receipt the article identifying number.

Caldwell teaches a night deposit machine for depositing an article in the machine and inputting an article identifying number through an input device, and wherein the article identifying number is printed on the receipt (see col. 1, line 43 to col. 2, line 17). In view of Caldwell's teaching, it would have been obvious to an artisan of ordinary skill in the art at the time the invention was made to employ the steps of depositing an article in the machine, inputting an article identifying number through an input device and printing the article identifying number on the receipt to the teachings of Bohnert in order to provide a machine that is capable of performing ATM functions so that a customer can conduct different transaction at a single terminal and to provide the customer with a record of the article deposit for future verification purposes.

Re claims 12 and 13: Bohnert fails to teach or fairly suggest opening a depository door to a depository and placing a deposit article in the opening, wherein the depository door is unlocked prior to opening, and wherein the depository door is unlocked responsive to both input of a card to a card reader in operative connection with the

depository door and placing a key in a key actuator in operative connection with the depository door.

Caldwell teaches unlocking a depository door in responsive to an input of a card to a card reader and placing a key in a key actuator prior to opening the depository door, and placing a deposit article in the opening (see col. 3, line 25 to col. 6, line 2). In view of Caldwell's teaching, it would have been obvious to an artisan of ordinary skill in the art at the time the invention was made to employ the steps of unlocking a depository door in responsive to an input of a card to a card reader and placing a key in a key actuator prior to opening the depository door, and placing a deposit article in the opening to the teachings of Bohnert in order to prevent unauthorized user from placing objects into the machine.

Conclusion

6. Any inquiry concerning this communication or earlier communications from the examiner should be directed to April A. Taylor whose telephone number is (571) 272-2403. The examiner can normally be reached on Monday - Friday from 6:30AM - 4:00PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Michael G. Lee can be reached on (571) 272-2398. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Communications via Internet e-mail regarding this application, other than those under 35 U.S.C. 132 or which otherwise require a signature, may be used

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by the applicant and should be addressed to [april.taylor@uspto.gov].

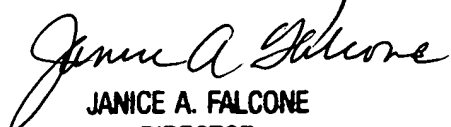
All Internet e-mail communications will be made of record in the application file. PTO employees do not engage in Internet communications where there exists a possibility that sensitive information could be identified or exchanged unless the record includes a properly signed express waiver of the confidentiality requirements of 35 U.S.C. 122. This is more clearly set forth in the Interim Internet Usage Policy published in the official Gazette of the Patent and Trademark on February 25, 1997 at 1195 OG 89.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).


AAT

September 16, 2004


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